

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

LEE EDWARD BOYD,)	
)	
Petitioner,)	
)	
v.)	Case No. CIV-12-1385-HE
)	
DISTRICT COURT NOBLE COUNTY,)	
)	
Respondent.)	

ORDER/REPORT AND RECOMMENDATION

The Petitioner requested leave to proceed *in forma pauperis* (Doc. 5), and the undersigned recommended denial of the application (Doc. 7). Subsequently, the Petitioner paid the filing fee (Doc. 8). Accordingly, the undersigned vacates the prior report and recommendation (Doc. 7) and recommends dismissal of the request for leave to proceed *in forma pauperis* (Doc. 5) on grounds of mootness.

The Petitioner is advised of his right to object to this report and recommendation by February 4, 2013.¹ If the Petitioner does object, he must file a written objection with the Court Clerk for the United States District Court, Western District of Oklahoma. The Petitioner is further advised that if he does not timely object, he would waive his right to appellate review over the suggested ruling.²

¹ See Fed. R. Civ. P. 6(a)(1)(C), 6(d), 72(b)(2); 28 U.S.C. § 636(b)(1) (2006).

² See *Moore v. United States*, 950 F.2d 656, 659 (10th Cir. 1991).

The referral is not terminated.

Entered this 16th day of January, 2013.



Robert E. Bacharach
United States Magistrate Judge